

TOMATO PRODUCTS*

24729. Tomato paste. (F.D.C. Nos. 40884, 40885. S. Nos. 53-633/4 M.)

QUANTITY: 672 ctns., 6 No. 10 tins each, at Austin, Tex.

SHIPPED: 6-28-57 and 7-1-57, from Stockton, Calif., by Flotill Products, Inc.

LIBELED: 10-30-57, W. Dist. Tex.

CHARGE: 402(a)(3)—contained a decomposed substance when shipped.

DISPOSITION: 1-9-58. Default—destruction.

24730. Tomato puree. (F.D.C. No. 40903. S. No. 83-294 M.)

QUANTITY: 229 cases, 48 cans each, at Cincinnati, Ohio.

SHIPPED: 9-21-57, from Elwood, Ind., by Orestes Canning Co., Inc.

LABEL IN PART: (Can) "Del Haven Tomato Puree, Net Weight 10½ Oz."

LIBELED: 11-14-57, S. Dist. Ohio.

CHARGE: 402(a)(3)—contained vinegar fly eggs and maggots, and decomposed tomato material when shipped.

DISPOSITION: 1-24-58. Default—destruction.

24731. Tomato paste. (F.D.C. No. 41220. S. No. 66-628 P.)

QUANTITY: 437 cases, 96 6-oz. cans each, at Philadelphia, Pa.

SHIPPED: 11-6-57, from Stockton, Calif., by Tri-Valley Packing Association.

LABEL IN PART: (Can) "Garden Brand Tomato Paste."

LIBELED: 12-12-57, E. Dist. Pa.

CHARGE: 402(a)(3)—contained decomposed tomato material when shipped.

DISPOSITION: 12-31-57. Consent—claimed by Tri-Valley Packing Association. Segregated; 288 cases destroyed.

24732. Tomato catsup. (F.D.C. No. 40901. S. No. 84-726 M.)

QUANTITY: 501 cases, 6 cans each, at South Bend, Ind.

SHIPPED: 9-26-57 and 10-3-57, from Greenville, Ohio, by the Union Food Products Co.

LABEL IN PART: (Can) "Topsy Brand Contents 7 Lbs. Tomato Catsup."

LIBELED: 11-14-57, N. Dist. Ind.

CHARGE: 402(a)(3)—contained decomposed tomato material when shipped.

DISPOSITION: 12-23-57. Default—destruction.

24733. Tomato catsup. (F.D.C. No. 40955. S. No. 36-455 M.)

QUANTITY: 63 cases, 24 14-oz. btls. each, at Flint, Mich.

SHIPPED: 9-23-57, from Elwood, Ind., by Fettig Canning Corp.

LABEL IN PART: (Btl.) "Vine-Ripe * * * Tomato Catsup."

LIBELED: 11-13-57, E. Dist. Mich.

CHARGE: 402(a)(3)—contained decomposed tomato material when shipped.

DISPOSITION: 12-23-57. Default—destruction.

24734. Tomato juice. (F.D.C. No. 41499. S. No. 35-543 P.)

QUANTITY: 20 cases, 24 No. 2 cans each, at Philadelphia, Pa.

*See also No. 24715.

SHIPPED: Late 1956 or early 1957, from Swedesboro, N.J., by California Packing Corp.

RESULTS OF INVESTIGATION: Investigation revealed that the tomato juice was shipped unlabeled.

LIBELED: 4-7-58, E. Dist. Pa.

CHARGE: 403(e)—when shipped, the article failed to bear a label containing (1) the name and place of business of the manufacturer, packer, or distributor, and (2) an accurate statement of the quantity of contents; and 403(i) (1)—the article failed to bear a label containing the common or usual name of the food.

DISPOSITION: 5-7-58. Default—destruction.

NUTS*

24735. Shelled peanuts. (F.D.C. No. 41292. S. No. 85-209 M.)

QUANTITY: 417 120-lb. bags at Chicago, Ill.

SHIPPED: 10-26-57, from Dawson, Ga., by Stevens Industries, Inc.

LIBELED: 12-16-57, N. Dist. Ill.

CHARGE: 402(a) (3)—contained insects and insect fragments when shipped.

DISPOSITION: 12-16-57. Consent—claimed by Stevens Industries, Inc. Of the 26 120-lb. bags actually seized, the claimant denatured 2,600 lbs. for use as seed and disposed of the remainder for use as hog feed.

24736. Shelled peanuts. (F.D.C. No. 41217. S. No. 17-952 M.)

QUANTITY: 166 120-lb. bags at Milwaukee, Wis.

SHIPPED: 11-18-57, from Camilla, Ga., by Camilla Cotton Oil Co.

LIBELED: 12-9-57, E. Dist. Wis.

CHARGE: 402(a) (3)—contained insects when shipped.

DISPOSITION: 1-30-58. Consent—claimed by Camilla Cotton Oil Co. Segregated; 720 lbs. found unfit.

24737. Unshelled peanuts. F.D.C. No. 41218. S. No. 80-261 M.)

QUANTITY: 39 95-lb. bags at Chariton, Iowa, in possession of Chariton Wholesale Grocery.

SHIPPED: 11-4-57, from Lincoln, Nebr.

LIBELED: 12-9-57, S. Dist. Iowa.

CHARGE: 402(a) (3)—contained rodent urine and rodent-gnawed peanuts; and 402(a) (4)—held under insanitary conditions.

DISPOSITION: 12-27-57. Consent—claimed by Chariton Wholesale Grocery. Segregated; 627 lbs. destroyed.

24738. Pistachio nuts and unshelled almonds. (F.D.C. No. 41337. S. No. 78-039 M.)

QUANTITY: 2 cases, 2 25-lb. tins each, of pistachio nuts and 868 lbs. of almonds at Omaha, Nebr.

SHIPPED: The almonds were shipped on 10-22-57, from Sacramento, Calif., by California Almond Growers Exchange and the pistachio nuts were shipped on 10-24-57, from New York, N.Y., by the American Pistachio Corp.

*See also Nos. 24673 and 24719.